



SOAH DOCKET NO. 473-20-3820.WS  
PUC DOCKET NO. 50367

COMPLAINT OF CHAD SWAHN  
AGAINST SHADY OAKS WATER  
SUPPLY COMPANY, LLC

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BEFORE THE STATE OFFICE  
  
OF  
  
ADMINISTRATIVE HEARINGS

**SOAH ORDER NO. 2  
ADOPTING PROCEDURAL SCHEDULE,  
CONVERTING TO TELEPHONIC HEARING ON THE MERITS,  
AND REQUIRING FILING**

On June 25, 2020, the Staff (Staff) of the Public Utility Commission of Texas (Commission) filed a proposed procedural schedule pursuant to SOAH Order No. 1. The filing indicates that Chad Swahn (Swahn) and Shady Oaks Water Supply Company, LLC (Shady Oaks) agree to the proposed procedural schedule.

**THEREFORE, IT IS ORDERED** that the following procedural schedule is **ADOPTED**:

DATE	EVENT / DEADLINE
July 17, 2020	Swahn Direct Testimony
July 24, 2020	Objections to Swahn Direct Testimony
July 31, 2020	Reply to Objections to Swahn Direct Testimony
August 7, 2020	Discovery Deadline for Swahn Direct Testimony
	Shady Oaks Direct Testimony
August 14, 2020	Objections to Shady Oaks Direct Testimony
August 21, 2020	Reply to Objections to Shady Oaks Direct Testimony
August 28, 2020	Discovery Deadline for Shady Oaks Direct Testimony
	Staff Direct Testimony
September 4, 2020	Objections to Staff Direct Testimony
September 11, 2020	Reply to Objections to Staff Direct Testimony

DATE	EVENT / DEADLINE
September 18, 2020	Discovery Deadline on Staff Direct Testimony
	Swahn Rebuttal Testimony
September 25, 2020	Objections to Swahn Rebuttal Testimony
October 2, 2020	Reply to Objections to Swahn Rebuttal Testimony
October 9, 2020	Discovery Deadline on Swahn Rebuttal Testimony
<b>October 13, 2020</b> <b>at 9:00 a.m.</b>	<b>Telephonic Hearing on the Merits</b>

**PLEASE NOTE** that the hearing has been set for a **TELEPHONIC** hearing on the merits. In response to the emergency declarations relating to COVID-19, the State Office of Administrative Hearings (SOAH) has temporarily discontinued all non-emergency live, in-person hearings. Accordingly, this proceeding is being converted to a telephonic hearing.

It is therefore **ORDERED** that the Administrative Law Judge (ALJ) will convene a **telephonic hearing at 9:00 a.m. on October 13, 2020**. The ALJ will use a conference bridge for the hearing. At the time of the hearing, parties should call the dial-in number and, at the prompt, enter the conference ID number followed by the # sign.

Dial-in-toll number: (512) 807-0005  
Dial-in, toll-free number: (855) 999-5357  
Conference Number: 321-8426

It is further **ORDERED** that the following prehearing instructions shall be followed:

- **Prefiled Exhibits.** By **October 6, 2020**, the parties shall prefile all exhibits they intend to offer at the hearing on the merits, and provide the exhibits to the other party.
- **Witness Identification.** **October 6, 2020**, the parties shall file a witness list with the names and phone numbers for the witnesses they intend to call to testify during the hearing.

- **Witness Preparation.** Prior to the hearing, the parties must provide to witnesses all documents necessary for their effective participation in the hearing. Parties should also speak to the witnesses they intend to call to testify and advise them to expect a call from an unfamiliar number, and explain that they may be prompted by an automated system to join the conference call through which the hearing is being conducted.

**If the parties wish to have an in-person hearing,** they must file a motion showing good cause as to why an in-person proceeding is necessary. Due to the uncertainties associated with COVID-19, it is unclear at this time when and to what extent in-person hearings will resume. The parties are encouraged to consider telephonic or videoconference hearings as a way to resolve their matters promptly.

**SIGNED July 9, 2020.**



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LINDA H. BRITE  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS